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September 12, 2007

**By Facsimile**Honorable Laura Taylor Swain  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007Re: One Communications Corp. v. J.P. Morgan SBIC LLC, et al.,  
U.S.D.C. (S.D.N.Y.), Civil Action No. 07 Civ. 3905

Dear Judge Swain:

We represent defendants The Megunticook Fund II, L.P. and The Megunticook Side Fund II, L.P. (the "Megunticook Defendants") in the above-referenced action. As we have previously informed Your Honor, our clients as well as other defendants intend to move to dismiss the complaint, which motions will be filed on Monday, September 17.

We are writing to request permission to file a brief of no more than 50 pages in support of our motion. The 40 page complaint, seeking more than \$20 million in alleged damages, purports to allege claims of securities fraud, controlling person liability and multiple other claims against the Megunticook Defendants, each of which is, we submit, dismissible on numerous grounds.

The defendants in this matter have a number of common defenses, and we will be joining in and relying on certain sections of the J.P. Morgan defendants' brief. However, there are a number of defenses unique to the Megunticook Defendants. Therefore, we respectfully request permission to file a brief of no more than 50 pages in support of the motion to dismiss.

Respectfully yours,



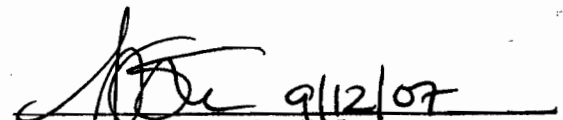
Ira K. Gross

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IKG:jmc

Permission to file a 40-page  
brief is granted.

SO ORDERED.

  
 LAURA TAYLOR SWAIN  
 UNITED STATES DISTRICT JUDGE